

1 AN ACT concerning public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by  
5 changing Sections 6-174 and 11-181 as follows:

6 (40 ILCS 5/6-174) (from Ch. 108 1/2, par. 6-174)

7 Sec. 6-174. Board created. A board of 8 members shall  
8 constitute a board of trustees authorized to administer the  
9 provisions of this Article. The board shall be known as the  
10 Retirement Board of the Firemen's Annuity and Benefit Fund of  
11 the city.

12 The board shall consist of the city treasurer, the city  
13 comptroller, the city clerk, a deputy fire commissioner  
14 designated by the fire commissioner of the city, 3 firemen  
15 employed by the city, and 1 annuitant of the fund or a fireman  
16 pensioner of any prior firemen's pension fund in operation, by  
17 authority of law, in the city. The city treasurer, with the  
18 prior approval of the board, may appoint a designee from among  
19 employees of the city who is versed in the affairs of the city  
20 treasurer's office to act in the absence of the city treasurer  
21 on all matters pertaining to administering the provisions of  
22 this Article. Children less than age 18 shall not be eligible  
23 for membership.

1           The members of a retirement board holding office at the  
2 time this Article becomes effective, including elected and ex  
3 officio members, shall continue in office until the expiration  
4 of their respective terms or appointment and until their  
5 respective successors are elected or appointed, and qualified.

6           In a city which first attains a population of over 500,000  
7 and comes under the provisions of this Article, the active  
8 firemen members of the board of trustees of any firemen's  
9 pension fund then in effect in such city and the member of such  
10 board who was chosen from the retired members of such fund  
11 shall become members of the board as follows:

12           (a) The active fireman member for whom the highest number  
13 of votes was cast and counted at the most recent election for  
14 board members shall become a member of the retirement board  
15 for a term which shall end on December 1st of the third year  
16 after the year in which this Article comes into force in the  
17 city; the member of the board for whom the second highest  
18 number of votes was cast and counted at such election shall  
19 become a member of the retirement board for a term which shall  
20 end on December 1st of the second year after the year in which  
21 this Article comes into force in the city; and the member of  
22 the board for whom the third highest number of votes was cast  
23 and counted at such election shall become a member of the  
24 retirement board for a term which shall end on December 1st of  
25 the first year after the year in which this Article comes into  
26 force in the city.

1           (b) The annuitant member of the pension fund shall become  
2 a member of the board for a term which shall end on December  
3 1st of the second year after the year in which this Article  
4 comes into force in the city.

5           The board shall conduct regular elections annually, at  
6 least 30 days prior to the expiration of the term of the active  
7 fireman member of the board whose term next expires, for the  
8 election of a successor for a term of 3 years. The board also  
9 shall conduct regular elections, at least 30 days prior to the  
10 expiration of the term of the member who is a pensioner of any  
11 pension fund formerly in effect in such city or an annuitant of  
12 the annuity and benefit fund herein provided, for the election  
13 of a successor to such member for a term of 3 years.

14           Any member of the board, elected as aforesaid, shall  
15 continue in office until his successor is elected and  
16 qualified.

17           Each member of the board, before entering upon the duties  
18 of his office, shall take the oath prescribed by the  
19 Constitution of this State, which oath shall be filed in the  
20 office of the city clerk of the city.

21           (Source: P.A. 101-96, eff. 7-19-19.)

22           (40 ILCS 5/11-181) (from Ch. 108 1/2, par. 11-181)

23           Sec. 11-181. Board created. A board of 8 members shall  
24 constitute the board of trustees authorized to carry out the  
25 provisions of this Article. The board shall be known as the

1 Retirement Board of the Laborers' and Retirement Board  
2 Employees' Annuity and Benefit Fund of the city. The board  
3 shall consist of 5 persons appointed and 2 employees and one  
4 annuitant elected in the manner hereinafter prescribed.

5 The appointed members of the board shall be appointed as  
6 follows:

7 One member shall be appointed by the comptroller of the  
8 city, who may be the comptroller himself or anyone chosen by  
9 the comptroller from among employees of the city who is ~~are~~  
10 versed in the affairs of the comptroller's office. One ~~one~~  
11 member shall be appointed by the City Treasurer of the city,  
12 who may be the City Treasurer himself or a person chosen from  
13 among employees of the city who is ~~are~~ versed in the affairs of  
14 the City Treasurer's office; the City Treasurer, with the  
15 prior approval of the board, may also appoint a designee from  
16 among employees of the city who is versed in the affairs of the  
17 City Treasurer's office to act in the absence of the City  
18 Treasurer on all matters pertaining to administering the  
19 provisions of this Article. One ~~one~~ member shall be an  
20 employee of the city appointed by the president of the local  
21 labor organization representing a majority of the employees  
22 participating in the Fund. Two ~~and 2~~ members shall be  
23 appointed by the civil service commission or the Department of  
24 Personnel of the city from among employees of the city who are  
25 versed in the affairs of the civil service commission's office  
26 or the Department of Personnel.

1           The member appointed by the comptroller shall hold office  
2 for a term ending on December 1st of the first year following  
3 the year of appointment. The member appointed by the City  
4 Treasurer shall hold office for a term ending on December 1st  
5 of the second year following the year of appointment. The  
6 member appointed by the civil service commission shall hold  
7 office for a term ending on the first day in the month of  
8 December of the third year following the year of appointment.  
9 The additional member appointed by the civil service  
10 commission under this amendatory Act of 1998 shall hold office  
11 for an initial term ending on December 1, 2000, and the member  
12 appointed by the labor organization president shall hold  
13 office for an initial term ending on December 1, 2001.  
14 Thereafter each appointive member shall be appointed by the  
15 officer or body that appointed his predecessor, for a term of 3  
16 years.

17           The 2 employee members of the board shall be elected as  
18 follows:

19           Within 30 days from and after the appointive members have  
20 been appointed and have qualified, the appointive members  
21 shall arrange for and hold an election.

22           One employee shall be elected for a term ending on  
23 December 1st of the first year next following the effective  
24 date; one for a term ending on December 1st of the following  
25 year.

26           An employee member who takes advantage of the early

1 retirement incentives provided under this amendatory Act of  
2 the 93rd General Assembly may continue as a member until the  
3 end of his or her term.

4 The initial annuitant member shall be appointed by the  
5 other members of the board for an initial term ending on  
6 December 1, 1999. The annuitant member elected in 1999 shall  
7 be deemed to have been elected for a 3-year term ending on  
8 December 1, 2002. Thereafter, the annuitant member shall be  
9 elected for a 3-year term ending on December 1st of the third  
10 year following the election.

11 (Source: P.A. 93-654, eff. 1-16-04.)

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.